

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State/Territory: \_\_\_\_\_

Requirements for Third Party Liability -  
Identifying Liable Resources

4.22 Third Party Liability

(a) The Medicaid Agency meets all requirements of 42 CFR 433.138 and 433.139

(b) Attachment 4.22A

(1) Section 433.138 (d)(1) - The State Agency accesses the Michigan Employment Security Commission files weekly and makes the files available to IV-D and Friends of the Court.

Section 433.138 (d)(3) - The Michigan Department of Social Services IV-A program determines Title XIX eligibility and secures information on Medicaid recipients that are employed and their employer on a continuous basis.

Section 433.138 (d)(4) - The Michigan Department of Social Services has an agreement with the Worker's Disability Compensation Bureau to provide the Third Party Liability Division with information at least monthly, to pursue third party resources. The Department also reviews information on a monthly basis from the Departments of Transportation and State Police for all injury related and fatal accidents.

Section 433.138 (e) Monthly, the Michigan Department of Social Services identifies paid claims with diagnosis codes 800-999, with the exception of code 994.6.

Section 433.138 (g)(1) - When appropriate, the Michigan Department of Social Services follows up on information obtained as indicated in Sections 433.138 (d)(1) and (3) within 30 days to determine the legal liability of other resources. County caseworkers, as a matter of routine, pursue the potential employer leads for both outside income and other insurance. Other third party resources discovered by the caseworkers as a result of the follow up are reported to third party and incorporated into the third party and eligibility case files. This information is accessed to assure appropriate claims payment.